IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO. 1158 OF 2003

IN

SUM. SUIT NO. 3242 OF 2003

Dena Bank .. Plaintiffs

vs.

D. B. Karande

& Anr. .. Defendants.

Mr. P.V. Dhapatkar for plaintiffs.

Defendant no. 1 present in person.

CORAM : S.U.KAMDAR, J.

DATE : 5th September, 2005.

P.C.

. The present suit is filed on term loan account. However, the learned counsel for the plaintiffs relies on a promissory note which is a collateral security. In view of the fact that the suit is on account the same is not maintainable as a summary suit. The summons for judgment is dismissed. Unconditional leave to defend the suit.

2. Suit transferred to the list of Commercial Causes. Written Statement or points of defence to

be filed four weeks from today. Affidavits list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on Board of the learned Judge taking Commercial Causes.